

10/23/03

MP

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FACSIMILE COVER SHEET

DATE: OCTOBER 21, 2003

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET): 24

TIME: 3:54 PM

YOUR REFERENCE: 09/449,912

OUR REFERENCE: 202232

**TO: EXAMINER KENNETH TANG
GROUP 2127**

TELEPHONE NUMBER:

FACSIMILE NUMBER: (703) 746-7239

FROM: MARK JOY, REG. NO. 35,562

DIRECT LINE: (312) 616-5673

MESSAGE:

AS A FOLLOW UP TO A TELEPHONE CALL FROM EXAMINER TANG THIS MORNING, ATTACHED IS A COPY OF OUR RESPONSE THAT WAS PREVIOUSLY FAXED TO THE PTO ON AUGUST 1, 2003. THE LAST PAGE SHOWS THAT THE TRANSMISSION WAS SUCCESSFUL.

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OCT. 21. 2003 4:03PM
FORM PTO-1083

LVM 312 616 5700

NO. 1058 P. 2

PATENT
Attorney Docket No. 202232
Client Reference No. 99,032
Date: August 1, 2003

In re Application of: Nick P. DiVittorio
Application No. 09/449,912
Filed: December 2, 1999
For: A MULTI-LEVEL MULTI-VARIABLE CONTROL PROCESS PROGRAM EXECUTION SCHEME
FOR DISTRIBUTED PROCESS CONTROL SYSTEMS

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to an office action in the subject application.

☐ Applicants claim small entity status of this application under 37 CFR 1.27.

☒ Petition for Extension of Time

☒ Applicant petitions for a two-month extension of time under 37 CFR 1.136, the fee for which is \$410.00 (enclosed).

☐ Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

☒ No additional claim fee is required.

☐ Other:

The claim fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT. CLAIM FEE	RATE	ADDIT. CLAIM FEE
TOTAL	26	MINUS	26	=0	x 9=	\$	x 16=	\$0.00
INDEPENDENT	4	MINUS	4	=0	x 42=	\$	x 84=	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 140=	\$	+ 280=	\$
					TOTAL	\$	TOTAL	\$0.00

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01 FC:1252 ☒ Please charge my Deposit Account No. 12-1216 in the amount of \$410.00. A duplicate copy of this sheet is attached.

☐ A check in the amount of \$ is attached.

☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,
LEYDIG, VOIT & MAYER, LTD.

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By

Mark Joy, Reg. No. 35,582

Received from <312 616 5700> at 10/21/03 5:13:44 PM [Eastern Daylight Time]